

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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FEB 14 2008

Applicant: Joseph Mosher et al. Examiner: Hai V. Tran
Serial No.: 09/973,146 Group Art Unit: 2623
Filed: October 8, 2001 Docket: G&C 119.10-US-01
Title: METHOD AND SYSTEM FOR PROVIDING CONVERGENT NETWORK
SERVICES

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission with U.S. Patent and Trademark Office on February 14, 2008.

By: 

Name: Barbara Senty

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

MAIL STOP PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants' attorney submits this Petition in response to a "Notice of Abandonment" dated January 11, 2008 (attached hereto), which indicated that the application was abandoned due to Applicants' failure to timely file a proper reply to the Office letter (i.e., an Office Action) mailed May 21, 2007.

This Notice of Abandonment is erroneous.

A response to the Office letter, namely an Amendment under 37 C.F.R. §1.111, was filed on November 20, 2007. Copies of the facsimile submission of these documents are attached, along with the auto-reply received from the PTO.

Thus, Applicants' attorney hereby petitions for withdrawal of the holding of abandonment of this application.

This Petition is accompanied by a Verified Statement by George H. Gates attesting to the fact that the response to the Office Action was filed on November 20, 2007.

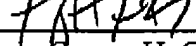
No fee is deemed necessary in connection with the filing of this Petition. However, should the Office determine that a fee is required, the Office is authorized to charge any such fee to Deposit Account No. 50-0494 of Gates & Cooper LLP.

Respectfully submitted,

GATES & COOPER LLP
Attorneys for Applicant

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, California 90045
(310) 641-8797

Date: February 14, 2008

By: 
Name: George H. Gates
Reg. No.: 33,500

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By: Barbara Senry
Name: Barbara Senry

VERIFIED STATEMENT BY GEORGE H. GATES IN SUPPORT OF
THE PETITION TO WITHDRAW HOLDING OF ABANDONMENT

I, George H. Gates, hereby declare as follows:

1. I am a partner in the law firm of Gates & Cooper LLP, and a registered patent attorney having registration number 33,500.
2. I represent the Applicants in the prosecution of the above-identified patent application.
3. I submitted a response to the Office Action dated May 21, 2007 to the U.S. Patent and Trademark Office (PTO) on November 20, 2007. Copies of the facsimile submission of these documents are attached, along with the auto-reply received from the PTO.
4. I further declare that all statements made herein of my own personal knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-referenced application or any patent issuing thereon.

Dated: February 14, 2008

By: George H. Gates
Name: George H. Gates